IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK

:

HAWAII STRUCTURAL IRONWORKERS : No. 1:18-cv-00299-AJN-SLC

PENSION TRUST FUND, Individually and on

Behalf of All Others Similarly Situated,

Plaintiff,

AMC ENTERTAINMENT HOLDINGS, INC., *et al.*,

VS.

Defendants. : November 1, 2021

PLAINTIFFS' UNOPPOSED MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT

Lead Plaintiff, the International Union of Operating Engineers Pension Fund of Eastern Pennsylvania and Delaware ("Operating Engineers" or "Lead Plaintiff"), and Additional Plaintiff, Hawaii Iron Workers Pension Trust Fund ("Hawaii Iron Workers" or "Additional Plaintiff" and, together with Lead Plaintiff, "Plaintiffs"), on behalf of the Class, hereby move ("Motion"), pursuant to Federal Rule of Civil Procedure 23, for entry of an order preliminarily approving the Stipulation and Agreement of Settlement dated November 1, 2021 (the "Stipulation") filed herewith.

For the reasons set forth in the Stipulation, Memorandum of Law, and all supporting papers, as well as the record in this litigation, Plaintiffs respectfully submit that the proposed settlement memorialized in the Stipulation (the "Settlement") is fair, reasonable, and adequate, and should be preliminarily approved so that notice can be provided to the Class.

The Settlement is the product of protracted arm's-length negotiations between the parties and their counsel, all of whom have significant experience in complex litigation of this type and

are well informed regarding all of the issues in this litigation based upon the comprehensive manner in which this matter was litigated by both sides. Accordingly, Plaintiffs respectfully request that the Court enter the Proposed Preliminary Approval Order and, if the Court deems necessary, schedule a preliminary approval hearing at its earliest convenience.

Plaintiffs stand ready to provide any additional information that the Court may require in connection with its consideration of this Motion.

Dated: November 1, 2021 Respectfully submitted,

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